

MESSAGE NO: 3137303 MESSAGE DATE: 05/17/2013

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INJ-Injunction PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: PRELIM-Preliminary

FR CITE: 78 FR 18316 FR CITE DATE: 03/26/2013

REFERENCE MESSAGE # 3127304, 3136304
(s):
CASE #(s): A-570-831

EFFECTIVE DATE: 05/14/2013 COURT CASE #: 13-00142

PERIOD OF REVIEW: 11/01/2010 TO 10/31/2011

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Preliminary injunction on Fresh Garlic from the People's Republic of China for Qingdao Maycarrier Import & Export Co., Ltd. for the period 11/01/2010 through 10/31/ 2011 (A-570-831), court #13-00142

1. On 05/03/2013, the U.S. Court of International Trade issued a temporary restraining order (TRO) and a preliminary injunction enjoining liquidation of certain entries which are subject to the antidumping duty order on Fresh Garlic from the People's Republic of China (A-570-831) for the period 11/01/2010 through 10/31/2011. The TRO is addressed separately, see message 3127304, dated 05/07/2013, and correction message number 3136304, dated 05/16/2013.
2. The injunction was issued in connection with court case number 13-00142 and enjoins liquidation of the entries described in paragraph 3 below.
3. Accordingly, until further notice, do not liquidate entries of merchandise which were subject to the antidumping duty order on fresh garlic from the People's Republic of China (A-570-831), and were the subject of the U.S. Department of Commerce's final results of antidumping duty new shipper reviews (78 FR 18316, 03/26/2013); which were exported by Qingdao Maycarrier Import & Export Co., Ltd.; and which were entered, or withdrawn from warehouse, for consumption between 11/01/2010 through 10/31/2011. Any entries that are set for liquidation must be unset immediately. Continue to suspend liquidation of these entries until liquidation instructions are issued.
4. Liquidation instructions for entries affected by the injunction have not yet been issued.
5. Effective immediately, CBP is instructed to prevent liquidation of any entries subject to the above. Any entries that are set for liquidation must be unset immediately.
6. Commerce's APO Docket Center was served with the above-referenced injunction on 05/07/2013. Pursuant to the terms of the injunction, no liquidation of the entries covered by the injunction may be made for entries which remain unliquidated as of the fifth business day after which copies of this order are personally served on Commerce's APO Docket Center.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O6:TP.)

8. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party